

**From:** Cain, Michael E.  
**To:** 'microsoft.atr(a)usdoj.gov'  
**Date:** 12/10/01 10:45am  
**Subject:** Microsoft Settlement

Dear Sirs:

The message criticizes one particular aspect of the proposed settlement of the current Microsoft antitrust case. The trial court found that mingling of application and operating system code was an illegal act. This finding was upheld by the appeals court. I believe that any settlement must address this issue. Merely disabling the user interface of an application is not adequate, as enabling the interface is a trivial exercise compared to downloading and installing a complete application. Microsoft should be required to compete on the same basis as other application vendors, hence Microsoft applications should be required to be completely removable. The settlement should establish a date by which all operating system versions shipped by Microsoft must comply with this requirement.

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